

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	8:21CR149
)	
vs.)	
)	
DAVION JACKSON,)	ORDER
)	
Defendant.)	

This matter is before the court on the defendant's Unopposed Motion to Continue Trial [36]. Counsel avers that case resolution efforts are ongoing and that he has become ill, precluding availability for the scheduled trial. For good cause shown,

IT IS ORDERED that the Motion to Continue Trial [36] is granted, as follows:

1. The jury trial now set for January 30, 2023. is continued to **March 6, 2023**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and March 6, 2023**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would unreasonably deny the defendant continuity of counsel, or would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).
3. **No further continuances will be granted without requesting a hearing before the undersigned magistrate judge.**

DATED: January 26, 2023.

BY THE COURT:

**s/ Michael D. Nelson
United States Magistrate Judge**